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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/064,950	09/03/2002	Erin L. Conner	112231	4803

27074 7590 06/07/2007  
OLIFF & BERRIDGE, PLC.  
P.O. BOX 19928  
ALEXANDRIA, VA 22320

EXAMINER
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OUELLETTE, JONATHAN P

ART UNIT	PAPER NUMBER
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3629

NOTIFICATION DATE	DELIVERY MODE
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06/07/2007

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

OfficeAction27074@oliff.com  
jarmstrong@oliff.com

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/064,950	CONNER ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Jonathan Ouellette	3629	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 03 September 2002 and 18 December 2002.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-25 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-25 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)          | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 102*

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. **Claims 1-25** are rejected under 35 U.S.C. 102(e) as being anticipated by Wasilewski et al. (US 2002/0105665 A1).
3. As per **independent Claim 1**, Wasilewski discloses a method of transferring a computer file from a first storage media to a second storage media, comprising: reading the file from the first storage media into a third storage media; writing the file from the third storage media into the second storage media; and charging a transaction fee (Fig.5).
4. As per Claim 2, Wasilewski discloses wherein the second storage media is paper (Figs. 1-3, 5).
5. As per Claim 3, Wasilewski discloses establishing a communication link to a portable electronic device, wherein the first storage media is controlled by the portable electronic device and is in communication with the third storage media through the communication link (Figs. 1-3, 5).

6. As per Claim 4, Wasilewski discloses wherein the communication link is established through an IR port, an USB port, or a RS-232 port (Figs. 1-3, 5).
7. As per Claim 5, Wasilewski discloses establishing a communication link over a computer network to a remote computer, wherein the second storage media is controlled by the remote computer and is in communication with the third storage media over the computer network (Figs. 1-3, 5).
8. As per Claim 6, Wasilewski discloses wherein the computer network is the internet (Figs. 1-3, 5; Para 0009 and 0011).
9. As per Claim 7, Wasilewski discloses establishing a communication link over a computer network to a remote computer, wherein the first storage media is controlled by the remote computer and is in communication with the third storage media over the computer network (Figs. 1-3, 5).
10. As per Claim 8, Wasilewski discloses wherein the computer network is the internet (Figs. 1-3, 5; Para 0009 and 0011).
11. As per Claim 9, Wasilewski discloses establishing a communication link to a portable electronic device, wherein the second storage media is controlled by the portable electronic device and is in communication with the third storage media through the communication link (Figs. 1-3, 5).
12. As per Claim 10, Wasilewski discloses wherein the communication link is established via an IR port, an USB port, or a RS-232 port (Figs. 1-3, 5).

13. As per Claim 11, Wasilewski discloses determining a transaction type, wherein the first storage media and the second storage media are identified according to the determined transaction type (Figs. 1-3, 5).
14. As per **independent Claim 12**, Wasilewski discloses a method of purchasing a first storage media from a vending machine, comprising: selecting a first storage media type; selecting a first storage media amount; charging a transaction fee; and dispensing the first storage media (Figs. 1-3, 5).
15. As per Claim 13, Wasilewski discloses wherein the first storage media is paper, CD-ROM, DVD-ROM, or floppy disk (Figs. 1-3, 5).
16. As per Claim 14, Wasilewski discloses transferring a computer file from a second storage media to the first storage media before the step of dispensing the first storage media (Figs. 1-3, 5).
17. As per Claim 15, Wasilewski discloses establishing a communication link to a portable electronic device, wherein the second storage media is controlled by the portable electronic device and is in communication with the first storage media via the communication link (Figs. 1-3, 5).
18. As per Claim 16, Wasilewski discloses wherein the communication link is established via an IR port, an USB port, or a IR-232 port (Figs. 1-3, 5).
19. As per Claim 17, Wasilewski discloses establishing a communication link over a computer network to a remote computer, wherein the second storage media is controlled by the remote computer and is in communication with the first storage media over the computer network (Figs. 1-3, 5).

20. As per Claim 18, Wasilewski discloses wherein the computer network is the internet (Figs. 1-3, 5; Para 0009 and 0011).
21. As per **independent Claim 19**, Wasilewski discloses a system for purchasing a first storage media from a vending machine, the system comprising: a payment interface; a media distribution device for dispensing the first storage media; and a user input device for selecting one or more of a media type and a media amount (Figs. 1-3, 5).
22. As per Claim 20, Wasilewski discloses wherein the first storage media is paper and the media distribution device is a digital photocopier (Figs. 1-3, 5).
23. As per Claim 21, Wasilewski discloses wherein the media distribution device is an electronic media distribution device, and the first storage media is electronic storage media (Figs. 1-3, 5).
24. As per **independent Claim 22**, Wasilewski discloses a system for transferring a computer file from a first storage media, the system comprising: a second media distribution device for distributing a second storage media; a first media read/write interface for coupling to the first storage media; and a payment interface for accepting payment for a transaction in which the computer file is transferred from the first storage media to the second storage media (Figs. 1-3, 5).
25. As per Claim 23, Wasilewski discloses wherein the second storage media is paper and the second media distribution device is a digital photocopier (Figs. 1-3, 5).
26. As per Claim 24, Wasilewski discloses wherein the second media is portable electronic media and the second media distribution device is an electronic media distribution device (Figs. 1-3, 5).

27. As per Claim 25, Wasilewski discloses a portable electronic device interface, wherein the portable electronic device interface is in communication with the first storage media and wherein the first storage media is controlled by a portable electronic device (Figs. 1-3, 5).

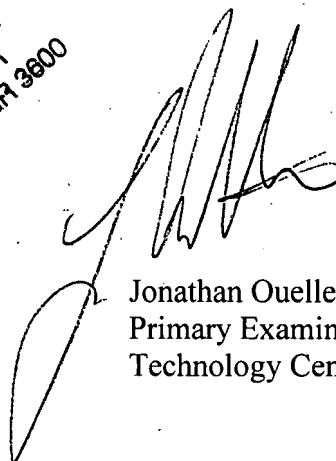
***Conclusion***

28. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.
29. Additional Literature has been referenced on the attached PTO-892 form, and the Examiner suggests the applicant review these documents before submitting any amendments.
30. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jonathan Ouellette whose telephone number is (571) 272-6807. The examiner can normally be reached on Monday through Thursday, 8am - 5:00pm.
31. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Weiss can be reached on (571) 272-6812. The fax phone numbers for the organization where this application or proceeding is assigned (571) 273-8300 for all official communications.
32. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Office of Initial Patent Examination whose telephone number is (703) 308-1202.

Art Unit: 3629

jo  
May 28, 2007

JONATHAN OUELLETTE  
PRIMARY EXAMINER  
TECHNOLOGY CENTER 3600

A handwritten signature in black ink, appearing to read 'Jonathan Ouellette', written over a horizontal line.

Jonathan Ouellette  
Primary Examiner  
Technology Center 3600